From: Joel Greenberg <rfacer@ix.netcom.com>

Sent: Monday, August 28, 2006 5:10 PM
To: MLPAComments@resources.ca.gov
Subject: MLPAComments: ATTN: Melissa

Importance: High

Hi Melissa . . .

Here's the document we just spoke about.

For my piece of mind, I would appreciate you reply that you received it.

Thanks for all your hard work!

Warmest Regards . . .

-Joel

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Seeking Consensus on Designing Marine Protected Areas: Keeping the Fishing Community Engaged

MARK HELVEY

National Oceanic and Atmospheric Administration National Marine Fisheries Service Long Beach, California, USA

A community group was formed to consider establishing marine reserves within the Channel Islands National Marine Sanctuary in southern California. Membership included representatives from resource agencies, environmental organizations, commercial and recreational fishing interests, and the general public. While the group agreed on several areas for fishing closures, members could not reach consensus on a specific network design. Several factors interfered with the group's effort in attaining agreement resulting in the endeavor subsequently being replaced by a "topdown" approach that lacks the support of the fishing community. Lessons learned from the project emphasize the need by marine protected area participants to recognize irreconcilable impasses early in the process and to seek solutions to maneuver around them. The importance of keeping the fishing community fully engaged is discussed.

Keywords Channel Islands, community participation, MPAs, marine reserves

Introduction

While protecting marine habitats from fishing dates back centuries to the island communities of the South Pacific Ocean (Johannes, 1978), the use of marine protected areas (MPAs) has only become popular in the last several decades. One version of this conservation tool that fully protects areas from all harvest activity (i.e., harvest refugia, marine reserves, or no-take MPAs), has rapidly emerged as the MPA of choice (e.g., Allison, Lubchenco, & Carr, 1998; Guénette, Lauck, & Clark, 1998; Murray et al., 1999; Lubchenco et al., 2003). In 1999, the California Fish and Game Commission (Commission) was approached by the Channel Islands Marine Resource Restoration Committee, a group of concerned citizens, to consider setting aside 20% of the shoreline and waters to 1 mile within the 1,252 nmi² boundaries of the National Oceanic and Atmospheric Administration's

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Address correspondence to Mark Helvey, Habitat Conservation Division, Southwest Region, NOAA Fisheries, 501 W. Ocean Boulevard, Suite 4200, Long Beach, CA 90802, USA. E-mail: mark.helvey@noaa.gov

(NOAA) Channel Islands National Marine Sanctuary (Sanctuary)¹ as a "no-take" marine reserve (Ugoretz, 2002). In response, the Commission directed the California Department of Fish and Game (CDFG) to work with Sanctuary staff to consider marine reserves within the Sanctuary's boundaries. The Commission's request was facilitated by the Sanctuary's Advisory Council (SAC). The SAC, an advisory body to the Sanctuary manager, is composed of 20 members representing a variety of local user groups, the general public, and local, state, and federal governmental jurisdictions. They appointed a multi-stake-holder Marine Reserves Working Group (MRWG) to develop and forward to them a consensus recommendation for establishing marine reserves within the Sanctuary.

The MRWG was formalized in July 1999, and its 17 members represented a broad array of community responsibilities and perspectives, including state and federal resource agencies, the public-at-large, commercial fishing, kelp harvesters, commercial passenger fishing vessels, recreational fishermen and divers, and environmental organizations.

The SAC also formed a Science Advisory Panel (SAP) and a Socio-Economic Team (SET) to support the MRWG in its decision making. The 15-member SAP defined scientific criteria, evaluated ecological data, and critiqued the scientific merits of different reserve scenarios provided by the MRWG. The five-member SET provided baseline socioeconomic information and conducted an impact analysis on use values associated with various marine reserve scenarios and their potential costs.

The MRWG operated on a common set of self-imposed ground rules that procedurally directed its decision making (Figure 1). Decisions were based on consensus (i.e., unanimity) that required all members to at least reach a predetermined level of agreement for a proposal to be adopted. Using these guidelines, the MRWG corroborated on several issues, including adopting problem and mission statements, a set of implementation recommendations, and five goals. Of the goals, two focused specifically on the biological outcomes of marine conservation and sustainable fisheries. The remaining three addressed socioeconomic, heritage and educational concepts (Table 1). The MRWG agreed to neither prioritize nor weight the five goals.

The MRWG operated for 22 months, from July 1999 to May 2001. The monthly, daylong meetings were managed by two professional facilitators. Despite this well-organized effort, the group disbanded without reaching consensus on a marine reserve network to forward to the SAC. While the group did agree on fishing closures at nine locations within the Sanctuary, it was unable to agree on the size of each. Over a period of several months, these common "areas of overlap," totaling 18% of the Sanctuary boundaries, represented the maximum area MPA critics were willing to concede, but of insufficient size to accommodate concerns expressed by MPA proponents.² Consequently, a composite map illustrating both positions was prepared and forwarded to the SAC (Figure 2).

Due to this impasse, the SAC acknowledged it was unprepared to complete the MRWG's task and recommended to the Sanctuary manager that Sanctuary staff collaborate with CDFG staff to formulate a marine reserve design based upon the substantial work products prepared by and for the MRWG. This task subsequently resulted in an MPA network design affecting 25% of the Sanctuary's boundaries that includes both no-take and limited-take fishing areas. Nineteen percent of this network occurs in State of California waters (shoreline to 3 nmi), and the remaining 6% in the Federal waters portion (3–6 nmi) of the Sanctuary. The State's portion was implemented in April 2003. The Federal portion is currently advancing through the National Environmental Policy Act process.

Why was the MRWG unable to reach consensus on a single map, thereby losing the support of the fishing community? The stalemate can be traced to a number of factors that interfered with the group's decision making. Certain decisions and events occurred early in the process that directly or cumulatively impeded the MRWG's ability to look

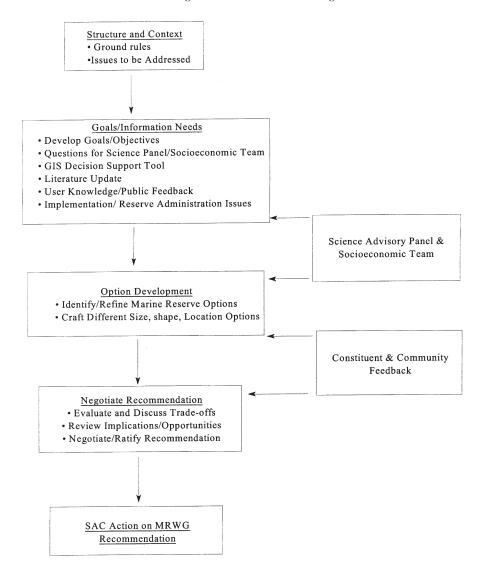


Figure 1. Schematic of the marine reserve working group (MRWG) planning process.

beyond differences of opinion and seek solutions to its disagreements over such a complex management issue. This commentary attempts to present six findings that address particular issues that in one way or another affected the MRWG's ability to reach unanimity on a single map. It also reviews the success and failures arising out of the MRWG project. The paper concludes by suggesting ways the group might have maneuvered around its impasse and what future MPA efforts need to consider to preserve full community participation.

Findings

Inadvertently Weighting the Ecosystem Biodiversity Goal

One exercise undertaken early in the MRWG process was identifying particular organisms that would benefit from the creation of a marine reserve network in the Sanctuary.

Table 1
Goals for marine reserves adopted by the Marine Reserve Working Group (adopted from Jostes and Eng, 2001)

Goal	Goal definition	
Biological Ecosystem biodiversity	To protect representative and unique marine habitats, ecological processes, and populations of interest.	
Sustainable fisheries	To achieve sustainable fisheries by integrating marine reserves into fisheries management.	
Social and Economic	To maintain long-term socioeconomic viability while minimizing short-term socioeconomic losses to all users and dependent parties.	
Natural and Cultural Heritage	To maintain areas for visitor, spiritual, and recreational opportunities, which include cultural and ecological features and their associated values.	
Educational	To foster stewardship of the marine environment by providing educational opportunities to increase awareness and encourage responsible use of resources.	

The group prepared a list of seven criteria to guide an iterative process that eventually produced a diverse list of 119 plant, invertebrate, fish, seabird, and marine mammal "species of interest" (Table 2). The list represented both unharvested organisms, including corals, gorgonians, barnacles, seals, sea otters, and marine birds, as well as harvested fish and plant species (e.g., kelp).

The creation of the species list essentially established the scale of the marine ecosystem under which the MRWG and its advisory panels would operate. Considering ecosystems are defined as the network of interactions amongst and between organisms and their environment within a given area, the expansive species list represented a broad system even including a pelagic component of migratory fish species (e.g., white sea bass, Pacific sardine and northern anchovy). Although the MRWG intentionally decided against weighting its five goals, the expansive species list inadvertently placed a greater emphasis on the ecosystem biodiversity goal from the very outset of its deliberations.

To accommodate the full complement of species, the SAP suggested using suitable habitat types as a proxy for spatial distributions, as the latter information was unavailable for many species (Table 3). The SAP also identified three biogeographical zones or regions to frame the oceanographic variability operating within the Sanctuary. These regions were the colder waters of the northern Oregonian Bioregion, the warmer waters of the southern California Bioregion, and the middle Transition Zone (Airamé et al., 2003). With the three regions in mind, the SAP recommended that the representative habitat types be included in each to ensure habitat coverage for the full complement of species (Airamé et al., 2003). Consequently, the MRWG was challenged to thrice replicate protection for the various habitat types in each region rather than once over the range of the Sanctuary. This guidance further reinforced a predisposition towards

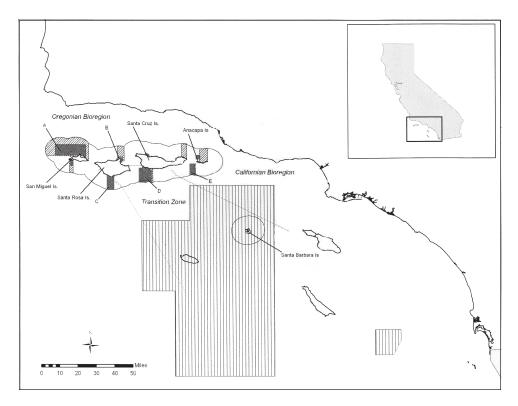


Figure 2. Composite map of areas of overlap (darkened areas) and nonoverlap (cross-hatch) developed by the Marine Reserves Working Group (MRWG) at the Channel Islands National Marine Sanctuary and the Pacific Fishery Management Council's "cowcod conservation area" (vertical-hatch). Lettered areas are: $A = Richardson\ Rock;\ B = Carrington\ Point;\ C = South\ Point;\ D = Gull\ Island;\ E = Footprint.$

the ecosystem biodiversity goal and complicated attempts to seek balance amongst the five goals.

Establishing Policy on Habitat Quantity

Early in its process, the MRWG requested that the SAP recommend a marine reserve scenario supporting the two biological goals of ecosystem biodiversity and sustainable fisheries. Upon conducting a review of the scientific literature, the SAP reported a wide array of optimal marine reserve sizes ranging from 5–80% of the available habitat listed in the studies. The SAP disclosed that most of the literature indicated a minimum of 10–40% of marine habitats would need protection to conserve ecosystem biodiversity. For the sustainable fisheries goal, it noted that most studies suggested a need to protect 30–60% of existing fishing grounds. Based on this review and the intent to achieve both biological goals, the SAP suggested that at least 30% and possibly 50% of each of the representative marine habitats in each of the three zones be established in the Sanctuary (SAP, 2001; Airamé et al., 2003).

Given the extensive species list, the limited information on the distributions and movements of many of the species of interest, and the complexity of the three interacting biogeographical water masses, the SAP provided its best estimate for the total size of no-take reserves. While the list of studies reviewed by the SAP in its decision was

Table 2 Species of interest in the northern Channel Islands for consideration by the Marine Reserve Working Group

Species	Scientific name

Plants Giant kelp

Elk kelp

Oar weed

Brown algae

Southern sea palm

Feather boa kelp Egregia menziesii and E. laevigata

> (Setchell 1925) Pelagophycus porra Laminaria farlowii Agarum fimbriatum Eisenia arborea

Macrocystis pyrifera

Stalked brown algae Pterygophora californica Scoulder surfgrass Phyllospadix scoulei

Torrey surfgrass P. torreyi **Eelgrass** Zostera spp.

Invertebrates

California hydrocoral Allopora californica Hydroid Abietinaria spp.

Ostrich-plume hydroid Aglaophenia latirostris

Ostrich-plume hydroid A. struthionides Hydroid Clytia bakeri Hydroid Garveia annulata Obelia spp.

Hydroid Hydroid Sarsia spp. Hydroid Sertularella turgida

Hydroid Sertularia frucata Hydroid Tubularia crocea Red gorgonian Lophogorgia chilensis California golden gorgonian Muricea californica

Brown gorgonian M. fructicosa

Colonial sand tube worm Phragmatopoma californica

Giant acorn barnacle Balanus nubilus

Aggregating anemone Anthopleura elegantisima Giant starfish Pisaster giganteus

Ochre starfish P. ochraceus California sea cucumber Parastichopus californicus

Warty sea cucumber P. parvamensis

Red sea urchin Strongylocentrotus franciscanus

Purple sea urchin S. purpuratus Pink abalone Haliotis corrugata Black abalone H. cracherodii Green abalone H. fulgens Red abalone H. rufescens

White abalone H. sorenseni Owl limpet Lottia gigantea Wavy turban snail Lithopoma undosa Kellet's whelk Kelletia kellettii

Table 2 Species of interest in the northern Channel Islands for consideration by the Marine Reserve Working Group (*Continued*)

Species Scientific name

Invertebrates (Continued)

Mytilus californianus

California mussel

Rock scallop Hinnites giganteus (multirugosus)

Pismo clam

Geoduck clam

Market squid

California spiny lobster

Red rock shrimp

Spot prawn

Ridgeback shrimp

Tivela stultorum

Panopea generosa

Loligo opalescens

Panulirus interruptus

Lysmata californica

Pandalus platyceros

Sicyonia ingentis

Red crab
Rock crab
Cancer productus
C. antennarius

Sheep crab Loxorhynchus grandis

Fish

Leopard sharkTriakis semifasciataPacific angel sharkSquatina californicaSoupfin sharkGaleorhinus galeusThornback rayPlatyrhinoidis triseriata

Pacific herring Clupea pallasii
Pacific sardine Sardinops sagax
Northern anchovy Engraulis mordax

Pacific cod Gadus macrocephalus
California grunion Leuresthes tenuis
California scorpionfish Scorpaena guttata
Pacific ocean perch Sebastes alutus

Kelp rockfish

Brown rockfish

Gopher rockfish

Copper rockfish

S. atrovirens
S. auriculatus
S. carnatus
S. caurinus

Greenspotted rockfish

S. chlorostictus

Black and yellow rockfish

S. chrysomelas

Black and yellow rockfish S. chrysomelas
Darkblotched rockfish S. crameri

Starry rockfish S. constellatus
Calico rockfish S. dallii

Widow rockfish S. entomelas

Cowcod S. levis
Black rockfish S. melanops
Vermilion rockfish S. miniatus

Sebastes miniatusS. mystinusSpeckled rockfishS. ovalisBocaccio rockfishS. paucispinisCanary fockfishS. pinniger

Grass rockfish S. rastrelliger

(Table continues next page)

Table 2 Species of interest in the northern Channel Islands for consideration by the Marine Reserve Working Group (Continued)

Species	Scientific name		
Fish (Continued)			
Yelloweye rockfish	S. ruberrimus		
Flag rockfish	S. rubrivinctus		
Olive rockfish	S. serranoides		
Treefish	S. serriceps		
Honeycomb rockfish	S. umbrosus		
Shortspine thornyhead	Sebastolobus alascanus		
Lingcod	Ophiodon elongatus		
Cabezon	Scorpaenichthys marmoratus		
Giant sea bass	Stereolepis gigas		
Broomtail grouper	Mycteroperca xenarcha		
Kelp bass	Paralabrax clathratus		
Ocean whitefish	Caulolatilus princeps		
White seabass	Atractoscion nobilis		
Halfmoon	Medialuna californiensis		
Black surfperch	Embiotoca jacksoni		
Barred surfperch	Amphistichus argenteus		
Shiner surfperch	Cymatogaster aggregata		
Walleye surfperch	Hyperprosopon argenteum		
Silver surfperch	H. ellipticum		
Rubberlip surfperch	Rhacochilus toxotes		
Blacksmith	Chromis punctipinnis		
Garibaldi	Hypsypops rubicundus		
California sheephead	Semicossyphus pulcher		
Tidewater goby	Eucyclogobius newberryi		
California halibut	Paralichthys californicus		
Starry flounder	Platichthys stellatus		
C-O turbot	Pleuronichthys coenosus		
	Birds		
California least tern	Sterna antillarum browni		
Pigeon guillemont	Cepphus columba		
Xantus' gurrelet	Synthliboramphus hypoleucus		

Marine mammals

Ptychoramphus aleuticus

Harbor seal Phoca vitulina
Northern fur seal Callorhinus ursinus
Southern sea otter Enhydra lutris nereis

Cassin's auklet

Note. The list was prepared based on the following criteria: (1) economically and/or recreationally important species, (2) keystone or dominant species, (3) species listed or proposed for listing under the Endangered Species Act (ESA), (4) species showing long-term declines in harvest and/or size structure, (5) habitat-forming species, (6) indicator or sensitive species, and (7) important prey species.

Table 3

List of representative and unique marine habitats considered by the Marine Reserves Working Group

Sandy coasts Rocky coasts (protected) Rocky coasts (exposed) Soft sediment (0–30 m) Hard sediment (0-30 m) Soft sediment (30–100 m) Hard sediment (30–100 m) Soft sediment (100-200 m) Hard sediment (100-200 m) Soft sediment (>200 m) Hard sediment (>200 m) Emergent rocks (nearshore) Emergent rocks (offshore) Submarine canyons Kelp forest Eelgrass Surfgrass

documented (SAP, 2001), the derivation of the 30–50% range was not disclosed. The approach taken by the SAP seems to contradict the notion that allocating habitat to marine reserves requires implementing a consistent, logical procedure rather than a simple single number (Mangel, 2000a) or, as in this case, a particular range. Considering that science is a process based upon rigorous methodologies and empirically justifiable outcomes, the 30–50% recommendation appeared more as a statement of policy. The Pacific Fishery Management Council's (Pacific Council) Science and Statistical Committee (SSC) advisory body reviewed the SAP's size recommendation and concluded this to be the case (PFMC, 2001).

Given the SAP's recommendation, habitat quantity soon became the overarching issue in the reserve design debate and essentially became a goal unto itself. Some members of the MRWG readily accepted the 30–50% recommendation as "best available science" and sought a minimum size threshold close to the 30% level. In contrast, MPA critics, not inclined to endorse the recommendation, were content with a size closer to the original 20% proposal placed before the Commission in 1998. The opposing positions that were beginning to emerge on the size issue would subsequently interfere with opportunities to negotiate compromise between the two sides.

Not Acknowledging the Uncertainty of Fishery Benefits

When closing areas to fishing, benefits can be separated into the ecological responses occurring within the reserve and the potentially improved fishery yields outside. Yet, the evidence supporting both outcomes is not analogous. A sizable number of studies have documented the significant positive changes occurring within reserves, and these have been summarized in several reviews (Roberts & Polunin, 1991; Dugan & Davis, 1993; Guénette, Lauck, & Clark, 1998; Sumaila et al., 2000; Halpern, 2003). In general, these examinations report that marine reserves lead to increases in density, biomass, indi-

vidual size, and diversity for most fish and invertebrate species, although some exceptions do exist (Zeller & Russ, 1998).

A similar level of documentation on fishery benefits does not exist. Although empirical evidence documenting fishery responses outside of reserves is emerging (McClannahan & Mangi, 2000; Murawski et al., 2000; Roberts et al., 2001; White, Courtney, & Salamanca, 2002), it is acknowledged that there is a clear shortage of scientifically defensible studies (Crowder et al., 2000; Soh, Gunderson, & Ito, 2001; Jamieson & Levings, 2001; Polunin, 2002; Willis et al., 2003). Further, modeling efforts have shown various and sometimes conflicting results, and their potential benefits to fisheries are not yet predictable (Willis et al., 2003). Conclusions drawn from these efforts depend on several poorly understood life history parameters, including larval survivorship, fecundity–size relationships (Sladek Nowlis & Roberts, 1999), and larval dispersal and behavior (Stobutzki, 2001; Botsford, Micheli, & Hastings, 2003). Further, other little known parameters that can influence reserve function such as home range size and spillover rates must also be factored into the design process (Kramer & Chapman, 1999; Jennings, 2001).

Absent from the MRWG discussions was acknowledgment of the differences in scientific certainty between the inside and outside benefits. The effectiveness of marine reserves in fisheries management is poorly understood and concepts regarding their use are for the most part untested (Soh, Gunderson, & Ito, 2001; Polunin, 2002; Willis et al., 2003). Proponents of MPAs, while correctly maintaining reserves to be an effective tool for ecosystem protection, stated a desire for maximum closures without apparently accounting for the ambiguous and unproven benefits to fisheries. The MPA critics took a more skeptical view of the purported fishery benefits and were not eager to concede large areas for closure. Polunin (2002) noted that such a doubtful position "is well justified on scientific grounds." However, this skepticism may have also reflected a frustration with accepting another form of fishing prohibition at a time when the Pacific Council had adopted highly restrictive limits on the shelf rockfish group (Rogers-Bennett, 2001).

Overlooking the Expertise of Fishery Scientists

The composition of the SAP represented a wide range of scientific expertise. These experts were identified by a subgroup of the SAC that matched potential candidates with a set of prepared criteria.³ Although scientists from two fishery agencies did participate and many SAP members were knowledgable in fishery biology, specific expertise in stock assessment science and existing fishery management measures and fishing practices was missing.

Because the issue of marine reserves deals with regulating fisheries, participation by fishery scientists with the aforementioned competence could have ensured that fishery policies were appropriately identified and correctly interpreted. For example, the SAP contended that the 30–50% reserve size recommendation was equivalent to the Pacific Council's 40% default harvest rate policy, a policy designed to maintain groundfish biomass at 40% of the unfished level. However, while setting aside 40% of the available habitat might afford protection to 40% of the stock, no accounting of the stock residing outside the reserve was made. Consequently, the 30–50% recommendation may have underestimated the aggregate level of abundance, thereby invalidating its equivalency to the default harvest policy (PFMC, 2001).

The input of fishery science may have also highlighted the importance of considering existing fishing practices and regulations operating within and beyond the Sanctuary's boundaries. One of the strong arguments in favor of marine reserves is that they can complement traditional fisheries management aimed at controlling effort (Dugan & Davis, 1993; Bohnsack, 1998; Guénette & Pitcher, 1999; Soh, Gunderson, & Ito, 2001). Such a

strategy requires accommodating spatial closures with catch and effort controls outside of closed areas as part of the design blueprint. As the SAP internally debated the marine reserve size issue, opportunities for developing a design scheme that incorporated existing fishing restrictions were missed. For example, a portion of the Sanctuary resides within the "cowcod conservation area," a limited-take MPA, established by the Pacific Council in 2000, that closed fishing for all species of rockfish (i.e., *Sebastes* spp.) lingcod (*Ophiodon elongatus*), California scorpionfish (*Scorpaena guttata*), and ocean whitefish (*Caulolatilus princeps*)) in waters deeper than 20 fathoms (Figure 2). The presence of this 4200 mi² MPA was not factored into the SAP's marine reserve size percentage recommendation, nor were the restrictive measures on shelf rockfish mentioned earlier. As observed by the SSC, attempts to integrate existing fishing effort controls with the SAP's 30–50% recommendation were apparently not made (PFMC, 2001).

Fishery scientists may have also been able to identify the benefits of marine reserves to particular fisheries. Modeling studies (Polacheck, 1990; DeMartini, 1993) and empirical evidence (McClanahan & Mangi, 2000; Roberts et al., 2001) suggest that fishery yields will improve for species with moderate movements that move across reserve boundaries as opposed to sedentary or highly mobile species (but see Bohnsack, 1999; Guénette & Pitcher 1999; Apostolaki et al., 2002). Specifically, highly mobile species should derive little benefit from marine reserves because they spend too much time outside of reserves to be afforded adequate protection (Kramer & Chapman, 1999; Parrish, 1999; Botsford, Micheli, & Hastings, 2003). Consequently, migratory species on the "species of interest" list, including northern anchovy, sardine and white seabass may be more successfully managed with traditional methods and not reserves (Parrish, 1999).

Timing the Presentation of Socioeconomic Analyses

While marine reserves can generate particular ecosystem benefits and "non-use values," they do incur socioeconomic or "opportunity" costs to affected users (Thomson, 1998). Costs can be measured along numerous dimensions, including hardships on local fishermen and fishery-dependent businesses, disproportionate impacts on bordering coastal communities, loss of customary fishing areas, and customary rights of access (NRC, 2001). Understanding how people interact with the marine ecosystem and how they may respond to fishing closures needs to be part of the decision-making process for reserve design and implementation (Fiske, 1992; Thomson, 1998; Pomeroy, 1999).

The importance of the socioeconomic consequences of marine reserve implementation was acknowledged by the SAC when it sanctioned the creation of the SET. The SET collected ethnographic data as well as demographic information on the total amount of usage, spatial distribution of usage, and revenues generated by the various commercial and recreational fishing industries including private household boaters operating within the Sanctuary. The intent of this information was to aid the MRWG in its reserve design deliberations so it could realize its socioeconomic goal of maintaining long-term socioeconomic viability while minimizing short-term socioeconomic losses to all users and dependent parties (Table 1). However, the SET encountered delays in getting started. As a result, it did not provide a complete impact analysis to the MRWG until six months after the SAP had already unveiled its 30-50% recommendation and after the MRWG had spent months mapping numerous reserve scenarios. While the various design options were consistently refined as new ecological information came forward, the SET was only able to provide periodic updates on the status of its different studies. Relative to the momentum generated by the continual refinement of map scenarios, the delayed release of the SET's impact analyses made it difficult for socioeconomic concerns to gain any credible traction in the MRWG's discussions. Consequently, consideration of

socioeconomic information was neither afforded an equivalent role in the design process nor fully integrated into decision making as was ecological information.

Impediments to Negotiating Compromise

It is not unusual in complex negotiations that competing positions emerge between the diverse interests and backgrounds represented. In this effort, MPA proponents expressed an interest in maximum protection of habitat to fulfill the ecosystem biodiversity goal. This desire to set aside as much area within the Sanctuary as possible to approach the 30–50% size recommendation directly rivaled the MPA critics' position centering on the socioeconomic goal for minimizing short-term economic hardships.

The ability to balance competing goals requires skill in seeking tradeoffs and incorporating strategies that facilitate compromise by both sides. There was some effort to do this by members of the MRWG. For example, the concept of "phasing" in reserves over time was introduced as a way to temper short-term economic hardships to fishermen, as had been suggested by Bohnsack (1999). However, as competing arguments were raised, efforts to move this strategy forward were impeded by concerns over the size of the initial phase and the certainty of future phases (Jostes & Eng, 2001). The facilitation team was also inconsistent in enforcing one of the adopted ground rules requiring MRWG dissenters to offer viable alternatives when disagreements surfaced. The MRWG was also impeded by the inflexible instructions given by the SAC to only examine complete, that is, no-take, fishing closures. Consequently, less stringent management measures such as allowing some limited fishing to occur in an area (e.g., surface fishing for pelagic species), although discussed by the MRWG, were actually unavailable as bargaining tools. This may have been an unfortunate oversight. While limited-take zones do reduce the probability of protecting resources, they are less detrimental to the fishing community (Hilborn et al., 2001) and can be viewed as a way to accommodate multiple users (Agardy et al., 2003). Certainly, this management option was on the minds of Sanctuary and CDFG planners when they included some limited-take parcels in the MPA configuration currently in place.

Despite its design impasse, the MRWG did reach agreement on an extended list of "Monitoring, Evaluation, and Assessment Recommendations" in anticipation of finalizing a single design. The guidelines were intended to lay the foundation for future implementation activities. One concept captured in these recommendations and readily embraced by the MRWG was the method of adaptive management. A thorough familiarity with adaptive management may have compelled the group to treat their effort more as an experiment where decisions are considered ecosystem hypotheses and any subsequent management actions are considered treatments (Gunderson, 1999). For example, rather than becoming immersed in the size issue, the group could have settled on the areas of overlap as a starting point from which to begin an adaptive management experiment. Admittedly, changing the size of reserves may subsequently be difficult, if not impossible (Parma, NCEAS Working Group, 1998). However, there was little discussion on how adaptive management could be utilized as part of a design scheme suggesting, that the MRWG may have been impeded by not fully comprehending its potential use.

Discussion

Success or Failure?

Given the set of circumstances it created as well as those presented to them, the MRWG's effort eventually became embroiled in the question of marine reserve size. It was this

impasse that precluded the group from arriving at consensus on a single map. By not accomplishing its assigned task of forwarding a single, marine reserve design to the SAC, it would be easy to assert that the MRWG effort was in many ways a failure.

In which ways was the effort a failure? First, habitat protection for the Channel Islands was delayed. The time between the MRWG disbanding and the eventual implementation of the current MPA network was postponed nearly two years. Second, an opportunity for the full group of stakeholders to produce an acceptable product was lost. The time dedicated by the MRWG participants to ensure that their respective conservation, sustainability, socioeconomic, cultural and educational interests would be assimilated into a specific reserve design never came to fruition. Lastly, the current MPA network is not supported by the full community as evidenced by the results of this alternative process currently being challenged in the courts by a coalition formed by commercial and recreational fishermen in southern California. In summary, what could have been a full, community-based, "bottom-up" strategy for designing a network of fishing set-asides at the Channel Islands was inverted to a "top-down" approach that alienated many in the fishing community.

Yet there were successes as well. While marine reserve size did become the primary obstacle in reaching a single map consensus, it is important to make the distinction between areas identified for potential closure and the total size of the proposed network. Credit is due the MRWG for agreeing upon nine different locations with the Sanctuary for potential fishing closures. In the numerous attempts to prepare a consensus map, the MRWG always started with the west end of the Sanctuary (i.e., San Miguel Island) and proceeded eastward in determining which areas to close. Proposed parcels at San Miguel, Santa Rosa, and portions of Santa Cruz Islands proceeded almost effortlessly. The really contentious debates did not occur until potential closures at Anacapa Island, the western tip of Santa Cruz Island, and Santa Barbara Island were discussed. These areas were favored fishing grounds by the recreational sector of the fishing community due primarily to their logistical proximity to mainland harbors. The recreational fishing sector was less willing to concede large parcels for closure at these islands. Confounding the debate was the fact that Santa Barbara Island was already receiving partial harvest restrictions as part of the "cowcod conservation area" (Figure 2). Because it was not a full fishing closure, as prescribed in SAC's instructions, many members of the MRWG argued for additional closures at this island. While some areas of agreement were located at Anacapa and Santa Cruz Islands, none were identified at Santa Barbara Island.

Despite the lapse in agreement at the western part of the Sanctuary, the areas of overlap can be viewed as one of the successes of the MRWG and illustrates the value of using fishermen's knowledge and experience in MPA design (Neis, 1995; Johannes, Freeman, & Hamilton, 2000; Manson & Die, 2001). Up until its last meeting, these areas represented 18% of the Sanctuary's boundaries. As mentioned, this proportion was reduced during the final hours of the meeting and consequently never received the benefit of discussion among the MRWG as to whether other locations could be closed to offset the suggested changes. This last-minute change illustrates the viewpoints of particular fisheries that had not been actively involved in the process and highlights the importance of maximum outreach throughout the process.

Maneuvering around the Impasse

In retrospect, it is unfortunate that the deadlock over total reserve size was not recognized as an insurmountable obstacle early in the MRWG process. As the group became handicapped over the habitat quantity issue, they apparently did not consider approaching their task differently.

One approach they could have considered was to critique the quality of the habitat in the areas of overlap. Habitat quality forms an integral aspect in MPA design, and while not empirically tested, high quality habitats are likely to sustain higher rates of recovery than lower quality habitats (Rodwell et al., 2003). In the context of generating fishery benefits, marine reserves theoretically serve as a source of replenishment for the fishery by the export of larval recruits and the spillover of adults from the reserve into adjacent fishing areas (Roberts & Polunin, 1991; Carr & Reed, 1993; Rowley, 1994; Sladek Nowlis & Roberts, 1999). To maximize this mechanism requires protecting locations known to contain the highest concentrations of adult fish, because such locations support nursery and spawning functions (Dugan & Davis, 1993; Piet & Rijnsdorp 1998; Guénette, Lauck, & Clark, 1998; Mangel, 2000b; Crowder et al., 2000, NRC, 2001). These areas may also be considered "source" locations (sensu Pulliam, 1988), that is, sites with net exportation of individuals⁴ as opposed to sites with net importation or "sinks." Source habitats may be more appropriate for locating reserves rather than situating them randomly or mistakenly placing them in "sink" locations (Guénette, Lauck, & Clark, 1998; Crowder et al., 2000; Tuya, Soboil, & Kido, 2000; Jamieson & Levings, 2001).

What was the quality of the areas conceded by the fishermen during the months of map preparation? Several sites known to be productive were identified by a collaborative process utilizing a GIS-based siting algorithm (Airamé et al., 2003) complemented with input from the fishing community. These areas included the Richardson Rock area off San Miguel Island, areas off Carrington Point and South Point on Santa Rosa Island, the Gull Island area off Santa Cruz Island, and the "Footprint" area between Anacapa and Santa Cruz Islands. Admittedly, some of the sites were logistically inconvenient to reach. Also, some areas (e.g., the "Footprint" area) may not have been as productive in recent years, possibly resulting from fishing pressure, episodic shifts in oceanographic regimes, or a combination of the two. Regardless, these locations were productive fishing grounds or had the potential to recover. Obviously, fishermen can identify areas where they are most likely to catch fish and these areas are likely to be population "sources" (Crowder et al., 2000; Sumaila et al. 2000).

Another basic question the MRWG could have asked themselves to reconcile their stalemate was whether a consensus design would be treated as an experiment or as a final solution. This query would have introduced the notion of accommodating an adaptive management approach into the design process. The group may have come to terms with approving a consensus map had they an understanding that adjustments, based on monitoring feedback and set performance measures, would be part of any design agreement. Such an approach would have also allowed examining potential impacts from a redistribution of fishing effort (Holland, 2002). It could be argued that had the group taken a habitat quality approach and arranged to experimentally manage proposed closed areas, their chances of reaching agreement on a single map may have improved.

Continuing MPA Efforts

The purpose of this article has been to examine particular decisions and courses of action taken by the MRWG that ultimately interfered with its ability to prepare a consensus map. Collectively, these events created a working situation making it exceedingly difficult for the MRWG to reach agreement on a single map. However, the MRWG's efforts may have been ill-fated from the very outset due to their directive to only consider "no-take" marine reserves as the sole MPA option. The consideration of just "no-take" areas seems to have originated with the Channel Islands Marine Resource Restoration Committee's initial proposal to the Commission. This approach remained unchanged

as instructions were passed from the Commission through the SAC and ultimately to the MRWG. Agardy et al. (2003) argued that "multiple-use" MPAs, that is, areas with mixed, restricted, or exclusive harvest prohibitions, may be one approach to accommodate the various demands of the community. But this may be a difficult concept to advance. Certain opinions expressed by some MPA proponents during the MRWG effort suggest the existence of strong convictions that anything less than complete fishing closures are inadequate for achieving the ecosystem biodiversity goal.

Are complete fishing closures the only approach for attaining biodiversity? The question is beyond the scope of this paper but it certainly needs to be a topic at the forefront of the MPA debate. Simultaneously, MPA proponents need to recognize that regardless of the intended outcomes of ecosystem biodiversity or sustainable fishery goals, the means to accomplish both are the same: fishermen are regulated. Consequently, it may be unreasonable to expect fishermen to sacrifice excessively large areas when other fishery management measures are already in place and the efficacy of marine reserves is still poorly understood (Soh, Gunderson, & Ito, 2001; Polunin, 2002; Willis et al., 2003). This underscores the need to not treat MPA efforts independently of existing fishery management regulations, but rather to effectively integrate and manage them adaptively. Integration and adaptive management may be key tactics for removing the fishing community's perception that they are being unfairly targeted and excessively regulated. This is an important point to note, especially as various states, NOAA's National Marine Sanctuary Program, and the Fishery Management Councils continue efforts to improve marine conservation by considering spatial closures. These various endeavors similarly need to address whether both goals can be accomplished by closing the same areas and the degree that fishing practices need to be curtailed in these areas.

As MPA efforts proceed, the importance of keeping the fishing community engaged remains critical as the alternative becomes counterproductive to marine conservation. For example, the new fishing coalition formed in southern California not only represents a new level of collaboration between these divergent fisheries, but also challenges the legal merits of the MPA network currently in place. While it can be claimed that the Channel Islands National Marine Sanctuary represents one of the largest MPA networks in U.S. waters, its status remains unsettled in the courts. One could also infer that the backlash from the fishing community has interfered with California's efforts to simultaneously implement the Marine Life Protection Act (MLPA) along its shoreline. Not only was the initial attempt at designating MPAs in this state process discarded, but implementation of a revised effort has been placed on indefinite hold due to the state's budgetary crisis. It is reasonable to assume that the MLPA effort was ranked lower in the state's budget priorities due to criticisms arising from a galvanized fishing community. Similarly, efforts to establish greater habitat protection at NOAA's three other National Marine Sanctuaries in California will now face rigorous scrutiny.

There is another aspect that highlights the importance of keeping the fishing community engaged. The assistance of fishermen in locating source sites is absolutely crucial to any MPA process and conforms with the view that participants in the fishery have a responsibility to provide information required to manage fisheries in a sustainable manner (NMFS, 1999). Likewise, their support is needed to achieve effective compliance once an MPA design is implemented. Without their continued involvement, the chances of successfully achieving biodiversity and sustainable fishery goals are reduced (Manson & Die, 2001; Agardy et al., 2003). Consequently, MPA proponents should utilize fishermen's knowledge but also remain reasonable in their demands of what they should concede. Proponents also need to recognize that by exclusively focusing on living marine resources, they overlook the risk of collapse in the fishing community (Hilborn et al., 2001).

Efforts to foster marine conservation will always face stiff challenges. Differences of opinion will need to be confronted on a case-by-case basis and negotiations need to include the full community. MPA planners will also need to develop effective outreach mechanisms to ensure that all sectors of the fishing community are involved beyond just those participating at the planning table. This was an oversight that manifested itself with last-minute changes at the MRWG's last meeting. Serious consideration should also be given to employing the array of options in the MPA toolkit specific to their circumstances and not just focusing on "no-take" marine reserves (Agardy et al., 2003). Planners and managers involved will need to look for warning signs so that impending obstacles to progress are recognized and managed early in the process.

Notes

- 1. The Sanctuary is located 22 nmi off the coast of Santa Barbara, California and extends 6 nmi offshore of the waters surrounding the northern Channel Islands of Anacapa, Santa Cruz, Santa Rosa, San Miguel, and Santa Barbara.
- 2. The 18% figure endured over a several-month period in the MRWG discussions until the last hours of its last meeting, when concerns expressed by some fisheries whittled the areas of agreement down to 12%. This last-minute modification received neither the benefit of any MRWG discussion nor the opportunity for alternative options to be proposed and reviewed by the group. For discussion purposes, the 18% figure is used as the basis of this article.
- 3. The criteria included local knowledge, expertise in ecological and physical processes, a geographic and institutional balance, participation on the NCEAS Reserve Theory Working Group, and availability. Consideration was also given to institutional representation from state and federal natural resource agencies.
- 4. These productive areas mirror the NOAA Fisheries concept of "habitat areas of particular concern" (HAPC) as defined in the Essential Fish Habitat (EFH) regulations under the Magnuson-Stevens Act for habitats that provide important ecological functions.

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